

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Open Invention Network LLC

Application No./Patent No.: 6,928,577 Filed/Issue Date: 08/09/2005

Entitled: CONSISTENT MESSAGE ORDERING FOR SEMI-ACTIVE AND PASSIVE REPLICATION

Open Invention Network LLC, a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy therefore is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Louise E. Moser, Peter M. Melliar-Smith To: Eternal Systems, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel 014834, Frame 0043, or for which a copy thereof is attached.

2. From: Eternal Systems, Inc. To: Avalligent, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel 021912, Frame 0588, or for which a copy thereof is attached.

3. From: Avalligent, Inc. To: Open Invention Network LLC

The document was recorded in the United States Patent and Trademark Office at  
Reel 021691, Frame 0974, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/Keith Bergelt/

Signature

December 4, 2008

Date

Keith Bergelt

Printed or Typed Name

9193134902

Telephone Number

President and CEO

Title